



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

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ರಾಜ್ಯದ ವಿಧೇಯಕಗಳ ಮತ್ತು ಅವುಗಳ ಮೇಲೆ ಪರಿಶೀಲನಾ ಸಮಿತಿಯ ವರದಿಗಳು, ರಾಜ್ಯದ ಅಧಿನಿಯಮಗಳು ಮತ್ತು ಆಧ್ಯಾದೇಶಗಳು, ಕೇಂದ್ರದ ಮತ್ತು ರಾಜ್ಯದ ಶಾಸನಗಳ ಮೇರೆಗೆ ರಾಜ್ಯ ಸರ್ಕಾರವು ಹೊರಡಿಸಿದ ಸಾಮಾನ್ಯ ಶಾಸನಬದ್ಧ ನಿಯಮಗಳು ಮತ್ತು ರಾಜ್ಯಾಂಗದ ಮೇರೆಗೆ ರಾಜ್ಯಪಾಲರು ಮಾಡಿದ ನಿಯಮಗಳು ಹಾಗೂ ಕರ್ನಾಟಕ ಉಚ್ಚ ನ್ಯಾಯಾಲಯವು ಮಾಡಿದ ನಿಯಮಗಳು

KARNATAKA ELECTRICITY REGULATORY COMMISSION (ANNUAL STATEMENT OF ACCOUNTS) (AMENDMENT) RULES, 2001.

GOVERNMENT OF KARNATAKA

No. ENERGY 100 PSR 2020

Karnataka Government Secretariat

Vikasa Soudha, Bangalore,

Dated: 03.02.2021

NOTIFICATION

Whereas, the draft of the Karnataka Electricity Regulatory Commissions (Annual Statement of Accounts) Rules, 2001, in Notification No. ENERGY 100 PSR 2020 dated: 01.12.2020 was published in Part IV A of the Karnataka Gazette Extraordinary dated: 24.12.2020 was published as required by Section 57 of Karnataka Electricity Reform Act, 1999 (Karnataka Act 25 of 1999) inviting objections and suggestions from all persons likely to be affected thereby within 30 days from the date of publication of the draft in the Official Gazette.

Whereas, the said Gazette was made available to the public on 24th December 2020.

And, whereas objections or suggestions received within the period specified above have been considered;

Now, therefore, in exercise of the powers conferred by Section 57 of the Karnataka Electricity Reform Act, 1999 (Karnataka Act 25 of 1999), the Government of Karnataka hereby makes the following rules, namely:-

RULES

1. Title and commencement :-

- 1) These rules may be called the Karnataka Electricity Regulatory Commission (Annual Statement of Accounts) (Second Amendment) Rules, 2020.
- 2) They shall come into force from the date of their publication in the Official Gazette.

2. Amendment of rule 2:- In the Karnataka Electricity Regulatory Commission (Annual Statement of Accounts) Rules" 2001 (herein after referred to as the said rules), in rule 2, for sub-rule (1), the following shall be substituted, namely:-

- "(1) Definitions:- In these rules unless the context otherwise requires,-
- (a) "Act" means the Electricity Act, 2003 (Central Act 36 of 2003);
 - (b) "Bank" means any Nationalized Bank as designated by the State Commission for the purpose of maintaining the "Fund";
 - (c) "Chairperson" means Chairperson of the State Commission.
 - (d) "Commission" means the Karnataka Electricity Regulatory Commission;
 - (e) "Drawing and Disbursing Officer (DDO)" means an officer who is designated by the State Commission entrusted with the responsibility of drawing and disbursing of funds;
 - (f) "Employees" means the Employees of the State Commission;
 - (g) "Form" means a form appended to these rules;
 - (h) "Fund" means the Karnataka Electricity Regulatory Commission Fund as provided under Section 103 of the Act;
 - (i) "Government" means the Government of Karnataka;
 - (j) "Member" means the member of the State Commission;
 - (k) "Officer" means Officer of the State Commission;
 - (l) "Regulations" means regulations specified by the State Commission, in exercise of the power under Section 181 of the Act;

- (m) "Remuneration" means remuneration Payable to the Chairperson, Members, Secretary, Officers and employees of the State Commission;
 - (n) "Salary" means salary to be paid to the Chairperson, Members, Secretary, Officers and employees of the State Commission;
 - (o) "Secretary" means Secretary of the State Commission;
 - (p) "Section" means section of the Act;
 - (q) "State Act" means the Karnataka Electricity Reforms Act, 1999 (Karnataka Act 25 of 1999);
 - (r) "State Commission" means the Karnataka Electricity Regulatory Commission;
 - (s) "Treasury" means any Treasury of the State.
- (2) The words and expressions used and not defined in these rules but defined in the Electricity Act, 2003, shall have the meaning assigned to them in that Act."

3. Insertion of Sub Rules 3A, 3B, 3C, 3D and 3E :- After the rule 3 of the said rules, the following new rules shall be inserted, namely:-

3A. Establishment of the Karnataka Electricity Regulatory Commission Fund:-

- (1) The Fund is hereby constituted as required under Section 103 of the Electricity Act, 2003. The present Saving Bank Account of the Commission shall stand converted to the Fund Account with immediate effect (herein after called as Fund Account). The following Receipts / Grants shall be deposited into the Fund Account.
 - (i) Any grants and loans made to the Commission by the Government under section 102 of the Act.
 - (ii) All fees and all sums received by the Commission including penalties levied, interest earned on deposits etc.,
 - (iii) All sums received by the Commission from other sources as may be decided upon by the State Government from time to time.
- (2) The main account of the Fund shall be maintained at any Nationalized Bank at the head quarters of the Commission and additional accounts if any required shall be maintained in other Nationalized Banks, as the Commission considers appropriate.

- (3) The Commission shall by the 30th October of each year, submit to the State Government its requirement of funds for the next financial year, taking into account the estimated receipts and expenditure of the Commission.
- (4) State Government may after due appropriation made thereon, make to the Commission grants and loans of such sums of money as the Government considers necessary after having due regard to the requirement communicated by the Commission under Sub-Rule (3).
- (5) The Commission may operate the Fund Account opened in the Nationalized Banks for its day-to-day operations.

3B. Application of Fund:-

The Fund shall be utilized to meet the following:-

- (a) The Salary, allowances and other remuneration of Chairperson, Members, Secretary, Officers and other Employees of the Commission including Retirement benefits, Pension and Provident Fund / National Pensions Schemes (NPS) and Electricity Ombudsman and his office employees as provided in clause (a) of Sub-Section (2) of Section 103 of the Act.
- (b) The expenses of the Commission in discharge of its functions under section 86 of the Act as provided in clause (b) of Sub-Section (2) of Section 103 of the Electricity Act.
- (c) The expenses on objects and for purposes authorized by the Act as provided in clause (c) of Sub-Section (2) of Section 103 of the Electricity Act.

3C. Operation of the Fund:-

- 1) The Fund Account shall be operated by the Secretary of the State Commission and the Drawing and Disbursing Officer (DDO) as may be designated by the Commission.
- 2) All Petty payments made to the Commission in cash shall be duly numbered and Signed, receipts shall be issued to the depositor. An entry of receipt, both in bank and in cash, shall be made in the cash book on the same day. The amount so received in cash shall be credited to the Fund Account of the Commission within in two days.
- 3) As far as practical, all payments from the Commission shall be made through cheques payable at Bangalore.
- 4) At the close of each month, a statement of receipts and payments relating to Fund Account from the Bank, where the Fund Account of the Commission is maintained shall be obtained. The DDO shall

ensure that the figures of receipt and payment shown in such statements are reconciled with the entries made in the cash book and other connected records. In case of any discrepancy, reasons thereof shall be investigated by the DDO and set right.

- 5) Any case of mis-classification, incorrect entries or omissions of entries shall be immediately set right. Cases of financial loss or misdeamonour, If any, noticed during the reconciliation, shall immediately be brought to the notice of the Commission. In case of financial mis-appropriation, the amount of mis-appropriation shall be recovered from the concerned official after due enquiry.
- 6) At the close of each month, a monthly trial balance shall be prepared by the DDO.
- 7) The Commission shall make available the specimen signature of authorized signatories to the nominated bank for its information and record.

3D. Investment of Surplus Fund:-

Investment of Surplus Fund if any, shall be made in the Nationalized Bank to ensure suitable returns and returns thereon shall be credited to the Fund Account.

For selecting Bank to invest the surplus fund, procedures / guidelines issued by the Finance Department from time to time has to be followed.

3E. Closure of Fund:-

- (i) The Fund shall remain operative so long as relevant provisions of the Act remain in force;
- (ii) At the time of the closure of the Fund and when the Fund is no longer required, then all unspent balance under the Fund, shall be remitted to the Government Treasury.

4. Amendment to Rule – 4; Budget.

- (1) The Commission shall prepare in Form - 3 or such other Form as may be specified by the State Government, its Budget for the next Financial Year, showing its estimated receipts and expenditure and forward it to the Government by the 30th of October of each year.

(2) Insertion of new Form – 3 in the said rules after Form 2C:-

The following shall be inserted namely:-

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**“FORM-3”
(See Rule 4)**

S l. No	Nature of Expenditure	Sanctioned Budget for the current year (April to March) FY20.... to FY20... (Amt in Rs.)	Current year Expenditure			Reasons for the variation of Expenditure for Column No. 3 & 6	Budget requirement for the next FY (Amt in Lakhs.)	Remarks
			Actual cumulative expenditure incurred up to the end of Oct. of the current Financial year (Amt in Rs.)	Estimated expenditure for the balance month of current FY (Calculated on Average Basis for the Balance Months of Nov. to March of the FY). (Amt in Rs.)	Total Estimated Expenditure during the current FY (From April to March) (Total Col. 4+5) (Amt in Rs.)			
1	2	3	4	5	6	7	8	9
	(I) Establishment Expenditure							
	Sub Total (I)							
	(II) Office & Admin. Expenses							
	Sub Total (II)							
	(III) Assets & Office Equipment Expenditure							
	Sub Total (III)							

**BY ORDER AND IN THE NAME OF THE
GOVERNOR OF KARNATAKA**

**(N. Mangalagowri)
Under Secretary to Government,
Energy Department.**

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